### **MINUTES**

## OF THE

## NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: July 20, 2007

TIME: 9:00 A.M.

PLACE: Holiday Inn Express

Boone, North Carolina

SUBMITTED BY: Terry Wright

Director

MEMBERS PRESENT: MEMBERS ABSENT:

Brad Smith Courtney Brown
Doc Hoggard Johnny Phillips

Darrell Furr Anita Pfaff

STAFF PRESENT:

Director Terry Wright

Board Secretary Nan Williams

Deputy Director Mark Poole

Attorney Charles McDarris

Field Services Supervisor Larry Liggins

Training Officer Tim Pressley

VISITORS:

Grant Thayer Albert Strickland James M. Smith Roger Landis Ronald A. Armeen Douglas D. Jones Thomas M. Pfaff Joseph J. Merola Christi Sonbert David Sonbert Rockie Goeller Curtis L. Owen Charles R. Petralia Charles K. Hatcher Jeremy Parker Dan Denton Liz Olson Chuck Olson Thomas Bryant Carole McLester Rob Lange Ray McLester

Gregory McLean Syl Wilkerson Mary S. Smith Pamela McLean William D. Pardue Michael Nettles

9:00 A.M. The July 20, 2007 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Smith.

In accordance with the Governor's Executive Order Number 1, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matters coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Chairman Smith welcomed guests.

MR. HOGGARD MADE A MOTION TO APPROVE THE MINUTES OF THE MAY 18, 2007 BOARD MEETING. SECONDED BY MS. PFAFF. MOTION CARRIED.

Ms. Pfaff reported the results of the Screening Committee. See attached Screening Committee Report. It was noted that Mr. Furr opposed the vote for approval on applicant Michael James Nettles.

MR. HOGGARD MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. FURR. MOTION CARRIED.

Mr. Smith reported that he and Mr. Hoggard met as the Grievance Committee on July 19, 2007 from 3:30 pm to 5:30 pm. The following individuals were present: Mr. James Linville, Mr. Jerry D. Harmon, Mr. Frank L. Chaput, Mr. George Bryan, Mr. Bruce Bacon. See attached Grievance Committee Report.

MS. PFAFF MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. FURR. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MS. PFAFF. MOTION CARRIED.

Mr. McDarris reported there were no Final Agency Decisions to be presented.

SPECIAL REPORTS

Mr. Smith presented the Continuing Education Sub-committee report.

- 1. Vista 10P The committee recommends approval for renewal of this course for 4 CEU's.
- 2. Lynx Series The committee recommends approval of this course for 4 CEU's.

- 3. Vista BP Series The committee recommends approval of this course for 6 CEU's.
- 4. 7810iR-ENT The committee recommends approval of this course for 4 CEU's.
- 5. Closed Circuit Television Analog and Digital Technology The committee recommends approval of this course for 4 CEU's.
- 6. Networked Security Systems: Fundamentals of TCP/IP Networks. No action was taken on this course. Deferred to September Meeting.

MR. HOGGARD MADE A MOTION TO DEFER ACTION ON COURSE NUMBER SIX UNTIL THE SEPTEMBER MEETING. SECONDED BY MS. PFAFF. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE OTHER COURSES AS PRESENTED. SECONDED BY MS. PFAFF. MOTION CARRIED.

9:45 A.M. EXECUTIVE SESSION - MR. HOGGARD MADE A MOTION FOR THE BOARD MEMBERS, DIRECTOR, DEPUTY DIRECTOR, ATTORNEY, AND BOARD SECRETARY TO ATTEND THE CLOSED SESSION TO DISCUSS A LEGAL ISSUE. SECONDED BY MR. FURR. MOTION CARRIED.

RECONVENED: 10 A.M. Mr. McDarris reported that legal concerns were discussed during the closed session in regard to continuing education. This matter will be further discussed at the September meeting.

#### UNFINISHED BUSINESS

None.

## **OLD BUSINESS**

Attorney McDarris presented the Board with a draft of amended language to 12 NCAC 11 .0210 - Electrical Contracting License Requirements. The amended language includes employing on a full-time basis a licensee or registered employee who holds a license for either a SP-LV, Limited, Unlimited or Intermediate examination administered by the North Carolina Board of Examiners of Electrical Contractors. The other added language includes if a company provides only alarm systems monitoring services and submits a written request to the Board certifying that they provide only monitoring services, the Board may exempt the company from compliance with this rule.

The Board also recommended that language be included that if the monitoring company in the future decides to do more than monitoring, then this exemption would become null and void.

MR. HOGGARD MADE A MOTION FOR THE ATTORNEY TO PROCEED WITH THE RULE INCLUDING THE SUGGESTIONS MADE BY THE BOARD. SECONDED BY MR. FURR. MOTION CARRIED.

**NEW BUSINESS** 

The following elections were made:

MR. HOGGARD MADE A MOTION TO ELECT MR. BRAD SMITH AS CHAIRMAN. SECONDED BY MS. PFAFF. NONE OPPOSED. MOTION CARRIED.

MR. FURR MADE A MOTION TO ELECT MS. ANITA PFAFF AS VICE CHAIRMAN. SECONDED BY MR. HOGGARD. NONE OPPOSED. MOTION CARRIED.

MR. FURR MADE A MOTION TO ELECT MS. ANITA PFAFF AS SCREENING COMMITTEE CHAIRMAN. SECONDED BY MR. HOGGARD. NONE OPPOSED. MOTION CARRIED.

MR. SMITH MADE A MOTION TO ELECT MR. DOC HOGGARD AS GRIEVANCE COMMITTEE CHAIRMAN. SECONDED BY MR. FURR. NONE OPPOSED. MOTION CARRIED.

MS. PFAFF MADE A MOTION TO ELECT MR. BRAD SMITH AS CONTINUING EDUCATION COMMITTEE CHAIRMAN. SECONDED BY MR. FURR. NONE OPPOSED. MOTION CARRIED.

Mr. Wright reported that the next IASIR conference will be held October 31-November 2, 2007 in Columbus, Ohio.

MS. PFAFF MADE A MOTION FOR MR. SMITH , MR. HOGGARD AND ATTORNEY MCDARRIS TO ATTEND THE CONFERENCE. SECONDED BY MR. FURR. MOTION CARRIED.

# DIRECTOR'S REPORT

Mr. Wright presented the written report and advised that as of June 1, 2007 the combined budget balance was \$298,881.40. The Alarm Recovery Fund balance was \$24,062.19. The Board has 4,321 registrants and 806 licensees as of July 17, 2007.

Mr. Wright stated that another memorandum will be mailed soon in regard to the new Photo Identification System. The industry in the near future will be required to submit digital photos in JPEG format instead of submitting regular photographs.

Mr. Wright stated that currently there are four vacancies in the registration unit and that the process is continuing to get those positions filled as soon as possible.

Mr. Wright stated at the June 19, 2007 registration training, the question was asked whether or not the Board had authority to approve the CE course only, or whether they also had the authority to approve the instructor teaching the course.

MR. SMITH MADE A MOTION THAT ALL COURSES WILL BE TAUGHT ONLY BY THE INSTRUCTORS THAT ARE LISTED ON THE INITIAL APPLICATION. SECONDED BY MR. FURR. MOTION CARRIED.

BREAK: 10:50 a.m.

RECONVENED: 11:05 a.m.

## ATTORNEY'S REPORT

Mr. McDarris reported on the following consent agreements:

Raymond Raymer - has two consent agreements totaling \$7507.20 has been paid. Timothy Goforth - a consent agreement in the amount of \$4284.00 has been paid. Bill Poole - a consent agreement in the amount of \$3,345.60 has been paid. Raymond Bradley - a consent agreement in the amount of \$489.60 has been paid. Warren Speakman - a consent agreement in the amount of \$652.80 has been paid.

There were no final agency decisions for this meeting.

Mr. McDarris reported on the following rules:

- 1. 12 NCAC 11 .0105 Prohibits the use of "police" or other law enforcement designation in a company name. The rule has been approved by the Rules Review Commission.
- 2. 12 NCAC 11 .0210 Proposed rule to state that the electrical licensee must be employed on a full time basis has been filed with the Office of Administrative Hearings/Rules Division. The public comment period has been held open by the Board.

The Board decided to defer the matter of whether to give experience credit for unlicensed activity until the September meeting.

Mr. McDarris reported that he had a meeting with the Town of Huntersville and they have adopted the false alarm ordinance. However, they have agreed to take the ordinance back to the council with the changes and concerns of the Board.

Mr. McDarris reported that the Indian Trail False Alarm Ordinance has just been emailed to Mr. Wright this week and will report back at the next meeting regarding the Ordinance.

MR. HOGGARD MADE A MOTION FOR THE ATTORNEY TO CONTACT INDIAN TRAIL ABOUT THE BOARD'S CONCERNS WITH THE ORDINANCE. SECONDED BY MS. PFAFF. MOTION CARRIED.

Mr. McDarris stated that House Bill 176 which we have been tracking did not pass in the General Assembly.

Mr. McDarris stated that the matter of internet monitoring will have to be introduced at another legislative session.

MR. HOGGARD MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. FURR. MOTION CARRIED.

Mr. Hoggard stated he would like the Board to review and think about holding registrants accountable for violations. Currently, the licensee is held accountable and he thinks the registrant should face action if they violate the law or the rules.

Mr. Smith reported he is aware of several scams currently occurring in the industry and for the industry and citizens to be aware of these.

MS. PFAFF MADE A MOTION FOR THE ATTORNEY TO SEND A LETTER TO ALL ELECTRICAL DISTRIBUTORS. SECONDED BY MR. FURR. MOTION CARRIED.

MS. PFAFF MADE A MOTION TO ADJOURN. SECONDED BY MR. FURR. MOTION CARRIED.

Allourned:	11:35 a.m.		
		Terry Wright Director	
		Nan Williams	
		Reporter	